

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

ARISE FOR SOCIAL JUSTICE;
 COISTE?; NEW ENGLAND STATE-AREA
 CONFERENCE OF THE NAACP;
 REV. TALBERT W. SWAN, II;
 NORMAN W. OLIVER; DARLENE
 ANDERSON; GUMERSINDO GOMEZ;
 FRANK BUNTIN; RAFAEL RODRIQUEZ;
 and DIANA NURSE

Plaintiffs,

v.

CITY OF SPRINGFIELD and SPRINGFIELD
 ELECTION COMMISSION,

Defendants.

Civil Action No. 05-30080 MFP

PLAINTIFFS' PROPOSED ORDER OF WITNESSES

Pursuant to the Court's request, Plaintiffs hereby submit the following proposed order of witnesses. This proposal represents Plaintiffs' best efforts to determine the order in which they will present witnesses, however Plaintiffs need to accommodate the schedules of many third parties, and are encountering difficulties with several individuals' schedules. Where Plaintiffs know that a witness must testify on a certain date or dates, Plaintiffs have indicated as such in the list below. Plaintiffs will make every effort to inform the Court of changes to the following order if, and when, they become necessary.

I. Proposed Order of Plaintiffs' Witnesses

1. Rev. Talbert W. Swan
2. Henry Thomas, Esq.
3. Gumersindo Gomez

4. Representative Cheryl Coakley-Rivera
5. Dr. Frank H. Buntin
6. Candice Lopes
7. Dr. John E. Harmon (March 8 or March 15)
8. Carlos Gonzalez
9. Maria Idali Torres
10. Jose Molina
11. Atiya Dangleben
12. Keely Malone
13. Carol Lewis-Caulton
14. Errol Campbell
15. Dr. Douglas J. Amy (March 13)
16. Dr. Preston H. Smith, II
17. Representative Benjamin Swan
18. Darnell Williams
19. Victor Davila
20. Henry Twiggs
21. Michaelann Bewsee
22. Dr. Richard L. Engstrom (March 19)

II. Plaintiffs' Document Witnesses

Plaintiffs have submitted certain trial affidavits for purposes of introducing certain documents into evidence. Depending on Defendants' position regarding cross-examination of these witnesses, Plaintiffs may also need to call the following additional witnesses, who will be worked into the above order of witnesses, according to their and other witnesses' scheduling requirements, and likely during the latter half of Plaintiffs' case.

1. Karin Downs
2. Paul Foster
3. Sheila Heen
4. John Logan
5. Jack McDevitt
6. Ceasar McDowell
7. Susan Shaw

III. Potential Subpoenas

Finally, Plaintiffs are still considering whether to subpoena the witnesses listed below. If subpoenaed, these witnesses will also be worked into the order of witnesses listed in Section I above, according to their and other witnesses' scheduling requirements.

1. Elizabeth Cardona
2. Marjorie Hurst
3. Orlando Santiago

Respectfully submitted,

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OLIVER; DARLENE ANDERSON; GUMERSINDO
GOMEZ; FRANK BUNTIN; RAFAEL RODRIQUEZ;
and DIANA NURSE

By their attorneys,

/s/ Paul E. Nemser
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/s/ Nadine Cohen
Nadine Cohen (BBO # 090040)
LAWYERS' COMMITTEE FOR CIVIL RIGHTS
UNDER LAW OF THE BOSTON BAR ASSOCIATION
294 Washington Street, Suite 443
Boston, MA 02108
(617) 988-0609

Dated: February 28, 2007

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing Proposed Order of Witnesses was filed electronically with this Court on this 28th day of February, 2007 and that all parties will be served via the Court's electronic filing system.

/s/ Paul E. Nemser
Paul E. Nemser (BBO #369180)